

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
v.	:	DATE FILED: _____
DAVID CHANDLER	:	VIOLATIONS:
DAVID FLOYD,	:	21 U.S.C. § 846 (conspiracy to possess
a/k/a "Dawud Muhammad"	:	with intent to distribute cocaine base
	:	("crack") - 1 count)
	:	21 U.S.C. § 841(a)(1) (possession with
	:	intent to distribute cocaine base
	:	("crack") - 1 count)
	:	21 U.S.C. § 860 (possession with intent to
	:	distribute cocaine base ("crack") near
	:	school - 1 count)
	:	21 U.S.C. § 841(a)(1) (distribution of
	:	cocaine base ("crack") - 1 count)
	:	21 U.S.C. § 860 (distribution of cocaine
	:	base ("crack") near school - 1 count)
	:	18 U.S.C. § 924(c)(1) (carrying a firearm
	:	in furtherance of a drug trafficking
	:	crime - 1 count)
	:	18 U.S.C. § 922(g)(1) (felon in possession
	:	of a firearm - 1 count)
	:	18 U.S.C. § 2 (aiding and abetting)
	:	Notice of forfeiture

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. On or about March 18, 2004, in Philadelphia, in the Eastern District of Pennsylvania and elsewhere, defendants

DAVID CHANDLER and
DAVID FLOYD,
a/k/a "Dawud Muhammad,"

conspired and agreed, together and with others known and unknown to the grand jury, to knowingly and intentionally possess with intent to distribute more than 50 grams, that is, approximately 70.8 grams, of a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A).

MANNER AND MEANS

It was a part of the conspiracy that:

2. Defendants DAVID CHANDLER and DAVID FLOYD sold cocaine base (“crack”) from a row home located on the 1600 block of Dickinson Street.

3. Defendants DAVID CHANDLER and DAVID FLOYD weighed and packaged the cocaine base (“crack”) for sale in the row home located on the 1600 block of Dickinson Street.

4. Defendant DAVID FLOYD replenished the supply of cocaine base (“crack”) at the row home on the 1600 block of Dickinson Street when supplies ran low.

5. Defendants DAVID CHANDLER and DAVID FLOYD possessed a firearm to protect the illegal narcotics and the proceeds from their sales at the row home located on the 1600 block of Dickinson Street.

OVERT ACTS

On or about March 18, 2004, in furtherance of the conspiracy and to accomplish its object, the following overt acts, among others, were committed in the Eastern District of Pennsylvania and elsewhere:

1. At a row home located on the 1600 block of Dickinson Street, defendants DAVID CHANDLER and DAVID FLOYD made sales of cocaine base (“crack”) to people who approached the house from the street.

2. At the row home located on the 1600 block of Dickinson Street, defendant DAVID FLOYD sold less than 2 grams of cocaine base (“crack”) to B.I., an individual known to the grand jury.

3. When supplies of cocaine base (“crack”) became low, defendant DAVID FLOYD retrieved an additional supply of cocaine base (“crack”) and took it back to the row home located on the 1600 block of Dickinson Street.

4. At the row home located on the 1600 block of Dickinson Street, defendants DAVID CHANDLER and DAVID FLOYD possessed with intent to distribute approximately 70.8 grams of cocaine base (“crack”).

5. At the row home located on the 1600 block of Dickinson Street, defendants DAVID CHANDLER and DAVID FLOYD possessed a firearm, that is, a Colt model Police Positive, .32 Colt New Police caliber revolver, serial number 122581, loaded with 5 live rounds of ammunition.

All in violation of Title 21, United States Code, Section 846.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 18, 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**DAVID CHANDLER and
DAVID FLOYD,
a/k/a “Dawud Muhammad,”**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, more than 50 grams, that is, approximately 70.8 grams, of a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(A), and Title 18, United States Code, Section 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 18, 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**DAVID CHANDLER and
DAVID FLOYD,
a/k/a “Dawud Muhammad,”**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, more than 50 grams, that is approximately 70.8 grams, of a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, within 1,000 feet of the real property comprising the G.W. Childs Elementary School, a public elementary school located at 1541 South 17th Street in Philadelphia, Pennsylvania, and the St. Thomas Aquinas Elementary School, a private elementary school located at 18th and Morris Streets, Philadelphia, Pennsylvania, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A).

In violation of Title 21, United States Code, Section 860(a), and Title 18, United States Code, Section 2.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 18, 2004, in Philadelphia, in the Eastern District of
Pennsylvania, defendant

**DAVID FLOYD,
a/k/a “Dawud Muhammad,”**

knowingly and intentionally distributed a mixture or substance containing a detectable amount of
cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 18, 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**DAVID FLOYD,
a/k/a “Dawud Muhammad,”**

knowingly and intentionally distributed a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, within 1,000 feet of the real property comprising the G.W. Childs Elementary School, a public elementary school located at 1541 South 17th Street in Philadelphia, Pennsylvania, and the St. Thomas Aquinas Elementary School, a private elementary school located at 18th and Morris Streets, Philadelphia, Pennsylvania, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

In violation of Title 21, United States Code, Section 860(a).

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 18, 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**DAVID CHANDLER and
DAVID FLOYD,
a/k/a “Dawud Muhammad,”**

knowingly possessed, and aided and abetted the possession of, a firearm, that is, a Colt model Police Positive, .32 Colt New Police caliber revolver, serial number 122581, in furtherance of a drug trafficking crime for which they may be prosecuted in a court of the United States, that is, possession with the intent to distribute a controlled substance in violation of Title 21, United States Code, Section 841(a)(1).

In violation of Title 18, United States Code, Section 924(c)(1), and Title 18, United States Code, Section 2.

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 18, 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**DAVID CHANDLER and
DAVID FLOYD,
a/k/a “Dawud Muhammad,”**

each having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate and foreign commerce a firearm, that is, a Colt model Police Positive, .32 Colt New Police caliber revolver, serial number 122581, loaded with 5 live rounds of ammunition.

In violation of Title 18, United States Code, Sections 922(g)(1) and 924(e).

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

As a result of the violations of Title 18, United States Code, Sections 922(g)(1) and 924(c)(1), set forth in this indictment, the defendants

**DAVID CHANDLER and
DAVID FLOYD,
a/k/a “Dawud Muhammad,”**

shall forfeit to the United States of America all firearms and ammunition involved in the commission of these offenses, including, but not limited to:

- a. one Colt model Police Positive, .32 Colt New Police caliber revolver, serial number 122581, and
- b. five rounds of ammunition.

All pursuant to Title 18, United States Code, Section 924(d) and Title 28, United States Code, Section 2461(c).

A TRUE BILL:

GRAND JURY FOREPERSON

**PATRICK L. MEEHAN
UNITED STATES ATTORNEY**